

ATTORNEY'S DOCKET NUMBER: 2007651-0001
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jack *et al.* **Examiner:** Hutson, Richard G.
Serial No.: 10/089,027 **Art Unit:** 1652
Filing Date: March 26, 2002 **Confirmation No.:** 9409
Title: INCORPORATION OF MODIFIED NUCLEOTIDES BY ARCHAEOAN ANA
PLYMERASES AND RELATED METHODS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ELECTRONICALLY FILED VIA EFS WEB

Madam:

NOTICE OF APPEAL UNDER 37 C.F.R. 1.191

Applicant hereby appeals the final rejection of pending claims 32-43 of the above-referenced application. A final Office Action was mailed on April 21, 2009. The Office Action set forth a Shortened Statutory Period of three (3) months for reply, *i.e.*, to July 21, 2009. An electronic payment of the \$540.00 fee under 37 C.F.R 1.17(b) is filed concurrently with this submission.

Applicant believes that no further petitions and fees are required for this Notice of Appeal to be entered. Please consider this a conditional petition for any additional extensions, if needed, and please charge any additional fees or credit any overpayments that may be required to our Deposit Account No. 03-1721 referencing attorney docket number 2007651-0001.

Date: July 21, 2009

Respectfully submitted,

/Margo H. Furman/
Margo H. Furman, PhD
Registration Number 59,812
Tel. No. (617) 248-4073

PATENT GROUP
CHOATE, HALL & STEWART LLP
Two International Place
Boston, MA 02110
Tel: (617) 248-5000
Fax: (617) 502-5002
patentdocket@choate.com